

CITY RESOLUTION NO. A-\_\_\_\_\_  
COUNTY RESOLUTION NO. \_\_\_\_\_  
PBC RESOLUTION NO. \_\_\_\_\_

1 WHEREAS, the City of Lincoln, the County of Lancaster, and the Lincoln-Lancaster  
2 County Public Building Commission, have certain enumerated powers, duties, and  
3 responsibilities pursuant to State law, Interlocal Agreement, Home Rule Charter, and City  
4 Ordinance to acquire real property for public purposes to be used jointly by the City and the  
5 County;

6 WHEREAS, the number of public parking spaces adjoining the City-County complex has  
7 been reduced while the need for such spaces has continued and, in fact, the demand may have  
8 grown, and will continue to grow;

9 WHEREAS, powers have been given specifically to the Public Building Commission in  
10 Neb. Rev. Stat. § 13-1301 et seq.;

11 WHEREAS, the City and the County have entered into an Interlocal Agreement most  
12 recently amended and executed July 16, 1996 which provides that any new project which the  
13 Commission proposes to undertake shall be approved by resolution of the City Council and the  
14 County Board and such approval shall authorize the Commission to acquire real property by gift,  
15 grant, bequest, purchase, or condemnation;

16 WHEREAS, both the City and County have been granted the right to exercise the power  
17 of eminent domain under Neb. Rev. Stat. § 76-701;

18 WHEREAS, the City of Lincoln, County of Lancaster, and the Lincoln-Lancaster County  
19 Public Building Commission approve the acquisition of real property for the construction of a  
20 parking facility or project;

1           WHEREAS, it is anticipated that each of the entities, individually or together, will need  
2 to exercise the power of eminent domain to acquire some or all of the necessary real property.

3           NOW, THEREFORE, BE IT RESOLVED by the City Council of Lincoln, Nebraska, the  
4 County Board of Lancaster County, Nebraska, and the Lincoln-Lancaster County Public Building  
5 Commission that the City, County, and Public Building Commission individually or jointly are  
6 hereby authorized to acquire Block 101, Original Plat, for the construction of a parking structure  
7 or facility for public purposes.

8           BE IT FURTHER RESOLVED that the City Attorney is hereby directed to institute  
9 eminent domain proceedings for the acquisition of the necessary property in the event that  
10 negotiations for the acquisition of the real property are not successful.

Introduced by:

CITY OF LINCOLN, NEBRASKA

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Approved as to Form and Legality:

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City Attorney

Staff Review Completed:

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Administrative Assistant

Approved this \_\_\_\_ day of \_\_\_\_\_, 2001:

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Mayor

DATED this \_\_\_\_\_ day of July, 2001, at the County-City Building, Lincoln, Lancaster County, Nebraska,

BY THE BOARD OF COUNTY  
COMMISSIONERS OF LANCASTER  
COUNTY, NEBRASKA:

Approved as to Form:

\_\_\_\_\_  
County Attorney

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\_\_\_\_\_  
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\_\_\_\_\_

DATED this \_\_\_\_\_ day of July, 2001.

BY THE LINCOLN-LANCASTER  
COUNTY PUBLIC BUILDING  
COMMISSION:

\_\_\_\_\_  
Larry Hudkins, Chair

\_\_\_\_\_  
Kathy Campbell

\_\_\_\_\_  
Jon Camp

\_\_\_\_\_  
Coleen Seng

\_\_\_\_\_  
Linda Wilson